

108TH CONGRESS  
1ST SESSION

# S. 1622

To amend title 10, United States Code, to exempt certain members of the Armed Forces from the requirement to pay subsistence charges while hospitalized.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 16, 2003

Mr. DASCHLE for Mr. GRAHAM of Florida (for himself, Mr. HAGEL, Mrs. CLINTON, Mr. NELSON of Nebraska, Ms. MURKOWSKI, Mr. DAYTON, Mr. AKAKA, and Mrs. MURRAY) introduced the following bill; which was read twice and referred to the Committee on Armed Services

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## A BILL

To amend title 10, United States Code, to exempt certain members of the Armed Forces from the requirement to pay subsistence charges while hospitalized.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. EXEMPTION OF CERTAIN MEMBERS OF THE**  
4                       **ARMED FORCES FROM REQUIREMENT TO**  
5                       **PAY SUBSISTENCE CHARGES WHILE HOS-**  
6                       **PITALIZED.**

7       (a) IN GENERAL.—Section 1075 of title 10, United  
8       States Code, is amended—

1           (1) by inserting “(a) IN GENERAL.—” before  
2           “When”; and

3           (2) by striking the second sentence and insert-  
4           ing the following:

5           “(b) EXCEPTIONS.—Subsection (a) shall not apply to  
6 any of the following:

7           “(1) An enlisted member, or former enlisted  
8           member, of a uniformed service who is entitled to re-  
9           tired or retainer pay or equivalent pay.

10          “(2) An officer or former officer of a uniformed  
11          service, or an enlisted member or former enlisted  
12          member of a uniformed service not described in  
13          paragraph (1), who is hospitalized under section  
14          1074 of this title because of an injury or disease in-  
15          curred (as determined under criteria prescribed by  
16          the Secretary of Defense)—

17                 “(A) as a direct result of armed conflict;

18                 “(B) while engaged in hazardous service;

19                 “(C) in the performance of duty under  
20                 conditions simulating war; or

21                 “(D) through an instrumentality of war.”.

22          (b) EFFECTIVE DATE.—Section 1075(b) of title 10,  
23 United States Code, as added by subsection (a), shall take  
24 effect on the date of the enactment of this Act, and shall

- 1 apply with respect to injuries or diseases incurred on or
- 2 after that date.

